## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

EAST ROCKHILL TOWNSHIP, :

: Civil Action No.

Plaintiff/Counterclaim Defendant, : 2:18-cv-02382-GAM

: (Diversity Jurisdiction)

: Originally Filed in the Court of: Common Pleas, Bucks County

CORP. d/b/a R.E. PIERSON MATERIALS, : Case No. 18-02730

INC. and HANSON AGGREGATES : Case No. 10-02/30

PENNSYLVANIA, LLC,

v.

RICHARD E. PIERSON MATERIALS

Defendants/Counterclaim Plaintiffs,

:

RICHARD E. PIERSON CONSTRUCTION

CO., INC.,

Additional Counterclaim Plaintiff,

:

**v.** 

EAST ROCKHILL TOWNSHIP BOARD OF SUPERVISORS, GARY VOLOVNIK, DAVID

NYMAN, JIM NIETUPSKI, and MARIANNE

MORANO,

:

Additional Counterclaim Defendants.

:

## **ORDER**

This 4th day of June, 2019, upon consideration of Counterclaim Defendants' Motion to Dismiss (ECF No. 36), Counterclaim Plaintiffs' Memorandum in Opposition (ECF No. 50), and Counterclaim Defendants' Reply in Support (ECF No. 51), it is hereby **ORDERED** that the Motion is **GRANTED**. Both remaining counterclaims are hereby **DISMISSED** with prejudice.

/s/ Gerald Austin McHugh
United States District Judge